

UNITED STATES DISTRICT COURT

Eastern

District of

Massachusetts

CLERK'S OFFICE

ROBERT DOWNER and NANCY DOWNER

2005 SEP 30 P 2:11

SUMMONS IN A CIVIL CASE

V.

TOWN OF BURLINGTON, ROBERT MERCIER
 individually and in his capacity as
 Town Manager, FRANCIS HART, individually
 and in his capacity as Chief of Police,
 and HARRY SAWYER

U.S. DISTRICT COURT
 DISTRICT OF MASS.
05 - 11761 RCL

CASE NUMBER:

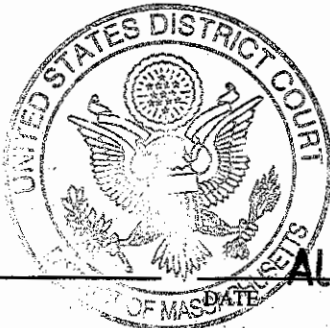
TO: (Name and address of Defendant)

Francis J. Hart III
 Police Chief
 Town Hall
 29 Center Street
 Burlington, MA 01803

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Brian Rogal
 Law Offices of Timothy M. Burke
 Needham Corporate Center
 160 Gould Street
 Suite 111
 Needham, MA 02494-2300

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



SARAH A. THORNTON

CLERK

AUG 25 2005

(By) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me⁽¹⁾

DATE



Middlesex Sheriff's Office • Civil Process Division, P.O. Box 7135, Lowell, MA 01852-0135 • (978) 452-3221
Middlesex, ss.

September 23, 2005

I hereby certify and return that on 9/22/2005 at 12:00PM I served a true and attested copy of the SUMMONS, COMPLAINT & CIVIL DECISION in this action in the following manner: To wit, by delivering in hand to SGT. MIKE DEBYE, agent, person in charge at the time of service for FRANCIS J. HART III., POLICE CHIEF, 29 CENTER Street, TOWN HALL Burlington, MA 01803. Attest (\$5.00), Basic Service Fee (\$30.00), Conveyance (\$3.60), Postage and Handling (\$1.00), Travel (\$8.32) Total Charges \$47.92

George A. Hooper
Deputy Sheriff

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____

Date

Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.